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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

BOSTON HEART DIAGNOSTICS  
CORPORATION,

Plaintiff,

vs.

MD LABS, INC.

Defendant.

Case No.: 3:18-cv-00006

**STIPULATION TO DISMISS WITH  
PREJUDICE**

Plaintiff Boston Heart Diagnostics Corporation (“BHDX”) and Defendant MD Labs, Inc. (“MD Labs,” together with BHDX, the “Parties”), through their counsel, hereby stipulate, subject to the approval of the Court, to the following:

1. The Parties agree and stipulate that the above-captioned action, *Boston Heart Diagnostics Corporation v. MD Labs, Inc.*, No. 3:18-cv-0006, which alleges infringement of

U.S. Patent No. 8,455,194 against MD Labs (the "Action"), is hereby dismissed with prejudice.

2. The Parties agree and stipulate that MD Labs has not asserted any counterclaims in the Action and will not be precluded in any future litigation from challenging the infringement, validity, or enforceability of U.S. Patent No. 8,455,194 and, further, that BHDx will not be precluded from asserting any defenses thereto.

3. The Parties further agree and stipulate that each party shall bear its own attorneys' fees and costs incurred in, or in connection with, the Action.

**IT IS SO STIPULATED.**

DATED: April 17, 2018

**HUMPHREY LAW PLLC**

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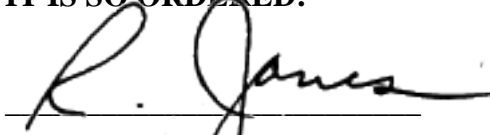
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*Attorneys for MD Labs, Inc.*

IT IS SO ORDERED:

  
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DATED: - April 18, 2018

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• **STIPULATION TO DISMISS WITH PREJUDICE** filed April 17, 2018.

☒ **ECF System**, to all those persons registered with the Court's CM/ECF system in this case.

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I declare under penalty of perjury that the foregoing is true and correct.

**HUMPHREY LAW PLLC**

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63001245 v3